

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR CALENDAR - MARCH 3, 2004

(The Honorable William F. Stone, Jr. Presiding)

(Start: _____ Recess: _____ ♦Resume: _____ Stop: _____ ♦Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

10:00 A.M. - MISCELLANEOUS

McDaniel	ROGER & MIRIAM ANO Motion #4: Relief - filed 2/9; d/e # 57,58 Nissan Motor Acceptance Corp (VanBeek) v. Debtors and Trustee <i>—default order rec'd Fri. 2/26</i>	7-03-03077	Wick/NS
Harman	VONA ARBOGAST Motion of U S. Trustee (Cosby) to stay dismissal order*and to order fines and turnover of preparer fees, filed 1/28; d/e # 20 <i>* filing fee pd 2/3(\$170) & case dismissed 2/3/04 per docket entry #23</i>	7-03-04449	Wick/S
Hutchinson	CRYSTAL BRANNON Motion of Trustee to extend discharge and time to file complaint objecting to discharge until 6/30/04 filed 1/28; d/e # 21 —Order entered 2/2 extending deadline to 6/30—hearing cancelled [de # 23]	7-03-02726	Shortridge/JJ
Copeland	BILL GREEVER SR-ch7 Motion of Trustee for c ompensation of Gaines Dickenson Auctioneer for \$5,388.00 and expense of \$1,758.86 filed 1/28; d/e #283 by trustee <i>ord of 3/10, d/e # 61, approved employment</i>	7-98-00088	Wick/AF

10:00 A.M. - MISCELLANEOUS

Arkema WOODTECH, INC-ch7 7-02-02451 Krippendorf/GR
Motion #14: Relief - filed 7/7; d/e # 232, 233; less than 20-day ntc; no p/h ord. entered
Tazewell County VA (Lamie) v. debtor & trustee
RESPONSE filed by Trustee 7/11 [d/e # 235] *contd from 10/8, 12/3 & 1/7 & 1/21*

Copeland VIRGIL & MARY BODDIFORD-ch7 7-02-00369 Wick/LM
A/P 7-03-00083: ***oral argument scheduled in 12/4 order, d/e # 13 & final pre-trial***
Debtors v. Internal Revenue Service (Aneida Winston)
–*Memo in support of summ.jdgt filed 2/9 (Winston) , d/e # 19*
–*Response of plaintiffs (debtors) filed 23/13; d/e # 20*

Carmody GARY & KATHY SMITH 7-03-00836 Callahan/JJ
Motion #1: Avoid jdgt lien, book 43 pg 406; \$3,721.93, filed 1/28; d/e # 22, 23
Gary mason Smith (Carmody) v. Clinch Valley Medical Ctyr, c/o CEO Tim Tobin
–**Order entered 2/20 avoiding lien**

Motion #2: Avoid jdgt lien, book 43, pg 334, \$486.60, filed 1/28; d/e # 24, 25
Gary mason Smith (Carmody) v. Clinch Valley Medical Center t/o Tim Tobin CEO
–**Order entered 2/20 avoiding lien**

Motion #3: Avoid jdgt lien, Book 42, Pg 63, \$1,330.13, filed 1/28; d/e # 26, 27
Gary Mason Smith (Carmody) v. Humana Hospital Clinch Valley dba Clinch
Valley Medical Center, c/o Tim Tobin CEO
–**Order entered 2/20 avoiding lien**

Motion #4: Avoid lien, filed 1/28; d/e # 28, 29, jdgt book 41, pg 934, \$519.40
Gary mason Smith (Carmody) v. Humedacenters, Inc dba Clinch Valley Medical
Center, c/o Tim Tobin, CEO
–**Order entered 2/20 avoiding lien**

Motion #5: Avoid lien: judgment Book 40, page 785, \$147.70, filed 1/28; d/e # 30, 31
Gary Mason Smith (Carmody) v. Humana Hospital Clinch Valley dba Clinch
Valley Medical Center; c/o Tim Tobin, CEO

–Order entered 2/20 avoiding lien

Motion #6: Avoid judgment lien; book 40, page 320, \$286.00 filed 1/28; d/e # 32, 33
Gary Mason Smith (Carmody) v. Clinch Valley Physicians, Inc c/o Jerry Davis CEO

Abingdon Calendar - 3/3/04

10:00 A.M. - MISCELLANEOUS

Slavin MICHELE DEMETRIADES - Ch. 7 7-02-04112 Wick/SJ
Trustee's Motion for Compensation in the amount of \$985.50 fees and \$242.72
expenses [d/e # 55, 56, 61, 65 & 66]

Vogel DUANE & JOYCE PRATER - Ch. 7 7-04-00288 Vogel/AF
Motion # 1: Relief–filed 2/2 [d/e # 9, 13, 14,];
Bank of America, N.A. (Sasser) v. Debtors & Trustee
second amended relief motion filed 2/17; d/e # 16
Movant's certif filed 2/12 d/e # 15, Respondent's Certif filed 2/23; d/e # 20
Response of Trustee filed 2/25; d/e # 22

Parks CHARLES & SUE TESTERMAN - Ch. 7 7-03-04856 Callahan/JJ
Motion # 1: Relief–filed 2/2 [d/e # 12]
Grayson Nat'l Bank (Lamie) v. Debtors & Trustee
movant certification filed 2/11; d/e # 14
respondent's certification filed 2/13; d/e # 15

Lamie FRANK & KATHY DURHAM - Ch. 7 7-99-00197 Wick/NS
Motion # 3: Relief–filed 2/2 [d/e # 73]
Wachovia Bank (Mason) v. Debtors & Trustee
Response filed by Debtors 2/6 [d/e # 77]
Order of 2/17 granted relief (agreed)

Abingdon Calendar - 3/3/04

Gifford	GRETA SOUBLO-ch7	7-01-01875	Vogel/SL
	Motion #2: Relief - filed 2/9; d/e # 47, 48		
	Chase Manhattan Mortgage Corp (Sasser) v. debtor & trustee		

Hutchinson	BOBBY & BOBBI BOYD	7-03-03623	Shortridge/VS
	Motion #2: relief - filed 2/12; d/e # 26, 27		
	Chase Manhattan Mortgage (Sasser) v debtors & trustee		
	<u>Obj: by trustee (Shortridge) to motion #2, filed 2/17; d/e # 28</u>		

Abingdon Calendar - 3/3/04

10:00 A.M. - MISCELLANEOUS

Jackson	KAY RIGGINS-ch7	7-04-00391	Vogel/GR
	Motion #1: Relief - filed 2/13; d/e # 10, 11		
	Chase Manhattan Mortgage Corp (Sasser) v. debtor & trustee		
	<i>movant certification filed 2/26; d/e # 12</i>		

Lawson	LAMBERT OIL CO INC-ch7	7-03-01183	Callahan/VS
	Motion of Helen Meek, Janet Meek, Cameron Harris & Glade Investment (Lyle)		
	to assume executory contract & require immediate pmt of lease obligations		
	filed 2/17; d/e # 161		
	<u>Obj: (& memorandum in support thereof); Trustee (Callahan) filed 3/1; d/e # 167</u>		

Lamie	LAUREL CREEK ENTERPRISES, LLC - Ch. 7	7-02-01295	Callahan/SL
	Trustee's Motion for an order approving settlement [d/e # 77]		

Snodgrass	TODD & KELLY HAMBY - Ch. 7	7-03-03181	Shortridge/GR
	Trustee's Motion for Turnover of 1997 Ford F250 pickup truck [d/e # 35]		
	Response filed 2/23; d/e # 36		

Beck ANTAEUS TECHNICAL SERVICES INC-ch7 7-99-02114 Copeland/SO
 A/P 7-02-00029: *Pltf/trustee mot to compel filed 2/25; d/e # 42*
 Robert T. Copeland (Esposito) v. VBS Investments (Goldstein)

-Esposito to tender order of continuance to 3/17 @ 10:00

11:00 A.M. - MISCELLANEOUS

Copeland JERRY & CATHY STURGILL 7-03-00093 DIP/VS
 Confirmation of Plan filed 11/20; d/e # 77

Abingdon Calendar - 3/3/04

11:00 A.M. - MISCELLANEOUS

Black SCOTT DEHART - Ch. 7 7-04-00294 Vogel/S
 Debtor's Motion to Dismiss [d/e # 16]

1:00 P. M. - CHAPTER 13 CONFIRMATIONS

Jessee, C. TONY & REGINA ORFIELD 7-03-05031 Widener/GR
 Case dismissed 1/22 on Motion of Debtors without prejudice

McDaniel DONNIE & SALLY HALL - Ch. 13 7-03-02367 Widener/NS
 Amended Plan filed 1/2/04 w/certif of service; d/e # 37
 -contd from 2/4 to file amended schedules & forward pay stubs to trustee for review
 (IRS obj dismissed by order of 1/8; Obj Va.Dept Taxation resolved 2/4 ;OTBT: dbtr atty)

Slavin JOHN & NORAH YOUNG 7-03-02453 Widener/VS
 Mod Plan filed 12/10; d/e # 35, 36,

Trustee Report, Obj & Showcause; contd from prior hearings \
- *contd from 2/4 for debtors, atty & trustee* *to consent to terms of*
a confirmation order to provide the 33% required by equity in property
If debtors current on payments & no objections filed, appearance of debtors & counsel
at confirmation hearing not required. d/e # 40

Hutchinson STEVEN HARRIS 7-03-05331 Widener/GR
Plan filed 12/22, d/e #6
Trustee report, Obj & Showcause: Dismiss/convert, filed 2/9; d/e # 19

Abingdon Calendar - 3/3/04

1:00 P.M. - CHAPTER 13 CONFIRMATIONS

Hutchinson ANTHONY HOSS 7-03-05330 Widener/VS
Plan filed 12/22; d/e # 6

Valuation: 1999 Ford Cobra Mustang: Ford Motor Credit, filed 1/23; d/e # 14

Snodgrass BRENDA FRITTS 7-03-04378 Widener/AF
Mod Plan filed 1/14; d/e # 27, 28 (w/limited service on plan)
Trustee Show cause: Dismiss/convert, filed 12/1; d/e # 17, contd from prior hearing 1/7

Note: valuations motions filed 2/25 (2) and scheduled 4/7 @ 1:00 p.m.

Hendricks NORMA WHITE 7-03-04514 Widener/GR
Mod Plan filed 1/22; d/e #18 , 19
Trustee Report, Obj & Showcause: Dismiss/convert, filed 1/8; d/e # 16 *contd from 2/4*

Carmody JEFFREY & SONJA EVATT-ch13 7-03-05349 Widener/S
Plan filed 1/8; d/e # 15, with certificate

Lamie CHARLES & TIFFANY WISE 7-03-04374 Widener/NS
Plan filed 11/3; d/e # 13 *contd from 1/21 w/conditions as agreed w/trustee; d/e # 29*
Trustee Report, Objection and Showcause: Dismiss;convert filed 12/1; d/e # 17

Abingdon Calendar - 3/3/04

1:00 P.M. - CHAPTER 13 CONFIRMATIONS

McDaniel JERRY & BRENDA RUTHERFORD - Ch. 13 7-03-04255 Widener/SL
Plan filed 10/20; d/e # 11 *contd from 2/4 for pay stubs to be forwarded to trustee for review within 15 days from 2/4)*
Trustee's Report, Obj & Show Cause: Dismissal/Conversion [d/e # 16]
(*Obj of Capital One resolved by Agr Ord ; vehicle surrendered*)
–Order confirming plan entered 2/18–hrg. cancelled

Farthing JAMES & DEBORAH DAVIS - Ch. 13 7-03-04918 Widener/AF
Amended Plan filed 1/14; d/e # 20, 21
Trustee Report, Obj & Showcause: Dismiss/convert, d/e # 17 *contd from 2/4*

Note: Obj to Claim #1 is set for 4/7 @ 1:30 w/Obj thereto by Litton Loan Serv.

Via DEBORAH RINGLEY 7-03-05293 Widener/VS
Plan filed 12/19; d/e # 6
Trustee Report, Objection & Sowcause: Dismiss/convert, filed 2/9; d/e # 14

–*Motion of Debtor by counsel to continue filed 3/1; d/e # 15*

Graham EMILY ELHEFNAWY 7-03-05175 Widener/SL
Plan filed 12/10; d/e # 6
Trustee Report, Objection & Sowcause: Dismiss/convert, filed 2/9; d/e # 17

Fleenor MELISSA LESTER 7-03-05075 Widener/SL
Plan filed 12/1; d/e # 6
Trustee Report, Objection & Sowcause: Dismiss/convert, filed 2/9; d/e # 16

Abingdon Calendar - 3/3/04

1:00 P.M. - CHAPTER 13 CONFIRMATIONS

Gifford LLOYD HUGHES 7-03-05285 Widener/SL
Plan filed 12/18; d/e # 6

Snodgrass WILBERT & PALFALENE CHANDLER 7-03-05187 Widener/NS
–*Mod. Plan filed 2/18 and cont'd to 4/7 @ 1:00 p.m.*
Trustee Report, Obj & Showcause: Dismiss/convert, filed 2/17; d/e # 19

Proctor	DANIEL & PEGGY BROBST	7-03-03409	Widener/JM
	Mod Plan filed 11/17; d/e # 20, 21 <i>contd from 1/7 for service of plan</i> (27, 28)		
	Trustee's Report, Objection and Show Cause on Dismissal or Conversion [d/e # 30]		

Hutchinson STEPHANIE HELTON 7-03-04198 Widener/AF
Plan filed 10/3; d/e # 6 *contd from 1/7 to file valuation mot*

Valuation: 2002 Pontiac Grand Am: New Peoples Bank, filed 1/29, d/e # 18

Valuation: Bed/Dresser/Mirror/Nightstand: Citifinancial, filed 1/29; d/e # 19

Snodgrass	CLAUDE, JR., & MARY NESTER - Ch. 13	7-03-05176	Widener/JJ
	-Mod plan filed 2/4; set 4/7 @ 1:00		
	Trustee Report, Objection & Sowcause: Dismiss/convert, filed 2/9; d/e # 20		

Abingdon Calendar - 3/3/04

1:00 P.M. - CHAPTER 13 CONFIRMATIONS

Slavin	RICHARD & CECELIA TUPPER - Ch. 13	7-03-05189	Widener/AF
	Plan filed 12/23; d/e # 13 / certificate of service filed 1/7 d/e # 14		
	Trustee Report, Objection & Sowcause: Dismiss/convert, filed 2/9; d/e # 17		
	<i>-Creditor's mtg contd to 3/19</i>		

Snodgrass RICKY & PAMELA BOWERS 7-03-04214 Widener/GR
Amended Plan filed 1/23, d/e # 20, 21
Obj: GMAC Mortgage Corp (Sasser/Hutton) filed 11/24; d/e # 16 *contd from 2/4*
GMAC Mortgage Corp. (Sasser/Hutton) filed 2/17 [d/e # 28]
–also see Motion # 1 scheduled at 2:00 p.m.

Snodgrass HOWARD, JR., & SHARON CHEWNING - 13 7-03-05217 Widener/NS
 –*Mod. Plan filed 2/18–cont’d to 4/7 @ 1:00 p.m.* [d/e # 17]
 Trustee’s Report, Objection & Show Cause on Dismissal or Conversion [d/e # 14]

1:00 P. M. - MISCELLANEOUS

Snodgrass CHRISTOPHER & JOAN PAULEY-chl3 7-04-00019 Widener/GR
 Motion of Debtors to sell property/shorten notice, filed 2/26; d/e # 14

1:30 P. M. - MISCELLANEOUS

Largen DAVID & DREAMA KELLY - Ch. 13 7-02-02763 Widener/VS
 Motion # 1: Relief–filed 2/5 [d/e # 35]
 Vanderbilt Mortgage & Finance (Maxwell) v. Debtors & Trustee
 Response of debtor filed 2/13; d/e # 38

Farthing BOBBY & RITA COOK - Ch. 13 7-03-03171 Widener/GR
 Motion # 1: Relief–filed 2/5 [d/e # 27]
 Vanderbilt Mortgage and Finance, Inc. (Maxwell) v. Debtors & Trustee
 Answer filed by Debtors 2/18, d/e # 30, 31
 NOTE: conf hrg set 3/17 @ 1 on mod plan filed 1/20

Abingdon Calendar - 3/3/04

1:30 P. M. - MISCELLANEOUS

Snodgrass PATRICIA HILL 7-03-03885 Widener/SL
 Motion #1: Relief - filed 2/10; d/e # 22, 23; cert. mail receipts filed 2/17; d/e # 26
 Stanley Hilton and Davis Marshall (Copeland) v. Debtor & trustee
 Response filed 2/13; d/e # 251

Hutchinson DOUGLAS & LANA CULBERTSON 7-01-00270 Widener/NS
 Motion to Incur Debt filed 2/18; d/e # 33

Snodgrass RICHARD & TINA DELP-chl3` 7-03-03352 Widener/SJ
Motion to Suspend Payments & Wage Deduct Order (Amended) filed 2/25,d/e # 38,
with Motion to Shorten Notice, d/e # 39; (*filed w/o notice; deficiency order entd 2/26, d/e*
#40) Notice filed 3/1; d/e # 41, fixing hearing 3/3 @ 1:30

*note: Dalton , Larry & Amy; Case #7-03-00258:A letter was filed by Frederick W. Harmon on 2/18 to note him as local counsel for movant , Wachovia Bank of Delaware, NA, in a Relief Motion which he indicated had been filed; a response of debtors was filed on 2/20 by counsel (Farthing) **however, no motion has been docketed***

2:00 P. M. - MISCELLANEOUS

Snodgrass RICKY & PAMELA BOWERS 7-03-04214 Widener/GR
Motion # 1: Relief–filed 2/3 [d/e # 23]; amended 2/5 [d/e # 25]
GMAC Mortgage Corp. (Sasser) v. Debtors & Trustee
Response of debtors filed 2/11; d/e # 26
–see confirmation hearing also @ 1:00 p.m.

Hutchinson JEFFERY & SHARON RUSSELL - Ch. 13 7-03-04247 Widener/NS
Motion # 1: Relief–filed 2/2 [d/e # 18] Motion to Extend Stay [d/e # 19]
Wachovia Bank (Sasser) v. Debtors & Trustee
–**Order entered 2/5 dismissing CASE without prejudice** [d/e # 22]

Abingdon Calendar - 3/3/04

2:00 P. M. - MISCELLANEOUS

Snodgrass GREGORY WEEMS-ch7 7-03-03710 Allen/GR
Motion #1: Relief - filed 2/6; d/e # 37, 39
MERS (Gershen/HARMAN*) v. debtor & trustee
**Local counsel*

Whitehurst BETTY ANN COX-chl3 7-04-00324 Widener/SJ
Order to Show Cause why case should not be dismissed for failure to pay filing
fees directed in order of 1/29/04 (\$39.00 Adm. Ntc fee only pd 2/3; bal. Off.f. due)
–Mot of Debtor to Dismiss case filed 3/1 WITHOUT pmt of filing fee; def.to issue

Motion #1: Relief from stay filed with Motion to Dismiss or Motion for Sanctions
Blue Ridge Bank (Gregory) v. Debtor & trustee
*–Court’s Order of 2/10 delayed decision on merits of bank’s Motions pending
hearing on showcause and staying foreclosure pending further order of the court*
Response filed by Debtor 2/18 [d/e # 21]; cert. of serv. filed 2/19; movant’s cert. 2/19

–Order to be tendered to withdraw Motion #1 (Gregory)

Black PAUL & CRYSTAL GARWOOD - Ch. 13 7-00-02449 Widener/S
Trustee’s Motion to Dismiss or Convert [d/e # 69]
–Response of Debtor filed 3/1; d/e # 70 (Black)

2:30 P. M. - MISCELLANEOUS

Thompson FIVE FORTY PARK CORPORATION - Ch. 11 7-03-04746 DIP/JJ
Motion of Pepsi-Cola Bottling Co Inc of Norton to Dismiss Case (Copeland)
filed 1/30; d/e # 42

A/P 7-03-00203: ***Mot of defendants FNB, Geo Hunnicutt & Jos. Hunnicutt (Maxwell)
to Stay Production of Documents & Response to Subpoens , d/e # 13, filed 2/26***
(Note: pre-trial contd to 4/7 @ 9:30 a.m. at Abingdon by 2/26 order also)
Debtor v. Pepsi-Cola Bottling Co of Norton (Copeland); FNB SE (Maxwell);
Geo. Hunnicutt Jr (Maxwell) & Joseph F. Hunnicutt (Maxwell)